

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ANDRE LOTT,

Defendant.

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8:20CR194

ORDER

This matter is before the court on the defendant's Unopposed Motion to Continue Trial [57]. The court held a telephone conference with counsel for the parties and is informed that a plea agreement has been offered by the government; additional time is needed by the defendant to fully consider whether he intends to proceed to trial or request a change of plea hearing. For good cause shown, the court will grant **a final continuance**. Accordingly,

IT IS ORDERED that the Unopposed Motion to Continue Trial [57] is granted, as follows:

1. The jury trial, now set for **November 1, 2022**, is continued to **January 24, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and January 24, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. **No further continuances will be granted absent extraordinary circumstances and only after requesting a hearing before the undersigned magistrate judge.**

DATED: October 20, 2022.

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**